

**A CONFIRMING RESOLUTION designating an  
"Economic Revitalization Area" under I.C. 6-1.1-12.1 for  
property commonly known as 1508, 1514, 1520, and  
1522 Wells Street, Fort Wayne, Indiana 46808 (R & L  
Enterprises)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

**Attached hereto as "Exhibit A" as if a part herein; and**

**WHEREAS**, said project will create six full-time, permanent jobs and two part-time, permanent jobs for a total additional payroll of \$110,000, with the average new annual job salary being \$13,750; and

**WHEREAS**, the total estimated project cost is \$350,000; and

**WHEREAS**, recommendations have been received from the Committee on Finance; and

**WHEREAS**, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

**WHEREAS**, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA:**

**SECTION 1.** That, the Resolution previously designating the above described property as an "Economic Revitalization Area" is confirmed in all respects.

**SECTION 2.** That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the effective date of this Resolution and shall terminate on December 31, 2005.

**SECTION 3.** That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to a deduction of the assessed value of real estate.

1           **SECTION 4.** That, the estimate of the number of individuals that will be employed  
2 or whose employment will be retained and the estimate of the annual salaries of those  
3 individuals and the estimate of the value of redevelopment or rehabilitation, all contained in  
4 Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably  
5 expected to result from the proposed described redevelopment or rehabilitation.

6           **SECTION 5.** The current year approximate tax rates for taxing units within the  
7 City would be:

8           (a) If the proposed development does not occur, the approximate current year tax  
9 rates for this site would be \$9.2453/\$100.

10          (b) If the proposed development occurs and no deduction is granted, the  
11 approximate current year tax rate for the site would be \$9.2453/\$100 (the  
12 change would be negligible).

13          (c) If the proposed development occurs, and a deduction percentage of fifty percent  
14 (50%) is assumed, the approximate current year tax rate for the site would be  
15 \$9.2453/\$100 (the change would be negligible).

16           **SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction  
17 from the assessed value of the real property shall be for a period of ten years.

18           **SECTION 7.** The benefits described in the Petitioner's Statement of Benefits can be  
19 reasonably expected to result from the project and are sufficient to justify the applicable  
20 deductions.

21           **SECTION 8.** For real property, a deduction application must contain a performance  
22 report showing the extent to which there has been compliance with the Statement of Benefits  
23 form approved by the Fort Wayne Common Council at the time of filing. This report must be  
24 submitted to the Allen County Auditor's Office, and the City of Fort Wayne's Department of  
25 Economic Development and must be included with the deduction application. For  
26 subsequent years, the performance report must be updated within sixty days after the end of  
27 each year in which the deduction is applicable.

28           **SECTION 9.** The performance report must contain the following information

29           A. The cost and description of real property improvements.

30           B. The number of employees hired through the end of the preceding calendar year  
as a result of the deduction.

          C. The total salaries of the employees hired through the end of the preceding  
calendar year as a result of the deduction.

          D. The total number of employees employed at the facility receiving the deduction.



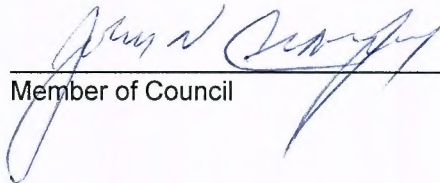
1 E. The total assessed value of the real property deductions.

2 F. The tax savings resulting from the real property being abated.

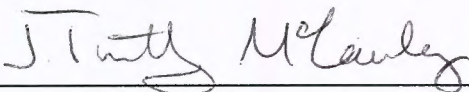
3 **SECTION 10.** That, the taxpayer is non-delinquent on any and all property tax due  
4 to jurisdictions within Allen County, Indiana.

5 **SECTION 11.** That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that  
6 has received a deduction under section 3 or 4.5 of this chapter may be required to repay the  
7 deduction amount as determined by the county auditor in accordance with section 12 of said  
8 chapter if the property owner ceases operations at the facility for which the deduction was  
9 granted and if the Common Council finds that the property owner obtained the deduction by  
10 intentionally providing false information concerning the property owner's plans to continue  
11 operation at the facility.

12 **SECTION 12.** That, this Resolution shall be in full force and effect from and after its  
13 passage and any and all necessary approval by the Mayor.  
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Member of Council

APPROVED AS TO FORM A LEGALITY

  
\_\_\_\_\_  
J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Crawford,  
and duly adopted, read the second time by title and referred to the Committee on  
Finance, (and the City Plan Commission for recommendation)  
and Public Hearing to be held after due legal notice, at the Common Council Conference  
Room 128, City-County Building, Fort Wayne, Indiana, on Thursday,  
the 27th day of May, 19 97, at 5:30  
o'clock PM, E.S.T.

DATED: 5-13-97

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crawford,  
and duly adopted, placed on its passage. PASSED  
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BENDER	<u>✓</u>			
CRAWFORD	<u>✓</u>			
EDMONDS	<u>✓</u>			
HALL	<u>✓</u>			
HAYHURST	<u>✓</u>			
HENRY	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT				<u>✓</u>

DATED: 5-27-97

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,  
as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL)

(ZONING) ORDINANCE RESOLUTION NO. 9-28-97  
on the 27th day of May, 19 97

ATTEST: Sandra E. Kennedy SEAL Thomas P. Henry  
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the  
28th day of May, 19 97,  
at the hour of 1:30, o'clock PM, M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 3rd day  
of June, 19 97, at the hour of 3:40  
o'clock PM, E.S.T.

PAUL HELMKE  
PAUL HELMKE, MAYOR

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE:   **Confirming Resolution**

DEPARTMENT REQUESTING ORDINANCE:   **Department of Economic Development**

SYNOPSIS OF ORDINANCE:   **This is to confirm the approval of an Economic Revitalization Area for R & L Enterprises for real property improvements in the amount of \$350,000. R & L Enterprises will build a 6,000 square foot steel and concrete facility.**

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS):   **No expenditures of public funds are required.**

ASSIGNED TO COMMITTEE (PRESIDENT):   **John Crawford**



BILL NO. R-97-05-05

REPORT OF THE COMMITTEE ON FINANCE

JOHN N. CRAWFORD - DONALD J. SCHMIDT - CO-CHAIR  
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM  
WAS REFERRED AN (~~ORDINANCE~~) XXXXXXXXXXXX (RESOLUTION) designating an  
"Economic Revitalization Area" under I.C. 6-1.1-12.1 for property  
commonly known as 1508, 1514, 1520 and 1522 Wells Street, Fort Wayne,  
Indiana 46808 (R & L Enterprises)

HAVE HAD SAID (~~ORDINANCE~~) XXXXXXXXXXXX (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(~~ORDINANCE~~) XXXXXXXXXXXX (RESOLUTION) \_\_\_\_\_

DO PASS

DO NOT PASS

ABSTAIN

NO REC

*John N. Crawford*  
*Richard Hall*  
*George J. Harris*  
*Robert A. Bandy*  
*Thomas Hayburn*

DATED: 5-27-97.

Sandra E. Kennedy  
City Clerk



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

May 14, 1997

Ms. Connie Lambert  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of May 17, 1997,  
in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Notice of Public Meeting  
Bill Nos. R-97-05-04 & R-97-05-05  
Bill Nos. R-97-05-06 & R-97-05-07  
Revitalization Areas

Please send us 3 copies of the Publisher's Affidavit from both  
newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 2

NOTICE OF PUBLIC HEARING  
FORT WAYNE  
COMMON COUNCIL

(RESOLUTIONS NO. R-97-05-04 AND R-97-05-05 )

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 5/13/97,  
DATE  
DESIGNATING PROPERTY AT 1508, 1514, 1520 & 1522 Wells Street, Fort  
Wayne, Indiana (R & L ENTERPRISES)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED  
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER  
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND  
CONFIRMED OR RESCINDED ON Tuesday May 27, 1997, at 5:30 o'clock P.M.,

DATE, TIME & PLACE  
Common Council Conference Room 128, 1st Floor, City-County Building,  
Fort Wayne, Indiana

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)  
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD  
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN  
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND  
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"  
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY  
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE  
MEETING.

SANDRA E. KENNEDY  
CITY CLERK



FORT WAYNE COMMON COUNCIL

(Governmental Unit)

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

ALLEN

County, Indiana

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

41 lines, 1 columns wide equals 41 equivalent lines  
at .364 cents per line

\$ 14.92

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.92

## DATA FOR COMPUTING COST

Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Michelle MendenhallDate: MAY 21st, 19 97Title: Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned MICHELLE L MENDENHALL who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time 5-17-97, the dates of publication being as follows:

5-17-97Michelle MendenhallSubscribed and sworn to before me this 21st day of MAY, 19 97.Mary L Schneider  
Notary PublicMARY L SCHNEIDER  
NOTARY PUBLIC STATE OF INDIANA  
ALLEN COUNTY

My commission expires:

MY COMMISSION EXP JUNE 14, 1997

NOTICE OF PUBLIC HEARING  
FORT WAYNE  
COMMON COUNCIL

(RESOLUTIONS NO. R-97-05-04 AND R-97-05-05)  
NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA APPROVED A RESOLUTION ON 5/13/97 DESIGNATING PROPERTY AT 1508, 1514, 1520, & 1522 WELLS STREET, FORT WAYNE, INDIANA, (R & L ENTERPRISES)

An Economic revitalization area. A description of the affected area can be inspected in the county assessor's office.

Common Council will conduct a public hearing on whether the above described resolution should be confirmed modified and confirmed or rescinded on Tuesday, May 27, 1997, at 5:30 o'clock p.m., Common Council conference room 128, 1st floor, City-County Building, Fort Wayne, Indiana

If confirmed, said designating shall continue for one (1) year after confirmation.

All interested persons are invited to attend and be heard at the public hearing.

"Reasonable Accommodations" for persons with a known disabling condition will be considered in accordance with state and federal law. Any person needing a "reasonable accommodation should notify public information office (219) 427-1120, TTY (219) 427-1200, at least seventy-two (72) hours prior to the meeting.

SANDRA E. KENNEDY  
CITY CLERK  
#422892



**FORT WAYNE COMMON COUNCIL**

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

**ALLEN**

County, Indiana

**PUBLISHER'S CLAIM**

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Date: MAY 21st, 19 97

Title: Clerk

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5-17-97

*Michelle Mendenhall*

21st MAY 97

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

*Mary L Schneider*  
Notary Public

MARY L SCHNEIDER  
NOTARY PUBLIC STATE OF INDIANA  
ALLEN COUNTY

My commission expires:

MY COMMISSION EXP JUNE 14, 1997

**NOTICE OF PUBLIC HEARING**  
FORT WAYNE  
COMMON COUNCIL

(RESOLUTIONS NO. R-97-05-04 AND R-97-05-05)  
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SANDRA E. KENNEDY  
CITY CLERK  
#422892